IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.A.ABDUL GAFOOR
&
THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 22ND JANUARY 2007 / 2ND MAGHA 1928

W. A.No. 1331 of 2006(D)

AGAINST THE JUDGEMENT/ORDER IN OP.15235/2002 Dated 25/05/2006

.....

APPELLANT: PETITIONER IN OP.

C.B.SUNIL, TUTOR IN MEDICO SOCIOLOGY,
UNDER ORDERS OF TERMINATION OF SERVICE,
ACADEMY OF MEDICAL SCIENCES, PARIYARAM,
KANNUR DISTRICT, PERMANENTLY RESIDING AT
"HEMA MANDIR", P.O.CHEVOOR, THRISSUR.

BY ADV. SRI.K.R.B.KAIMAL

RESPONDENTS: RESPONDENTS IN OP.

1. STATE OF KERALA, REPRESENTED BY THE
SECRETARY TO GOVERNMENT, HEALTH AND FAMILY WELFARE
DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.

2. THE MANAGING DIRECTOR,
KERALA CO-OPERATIVE HOSPITAL COMPLEX AND ACADEMY
OF MEDICAL SCIENCE, PARIYARAM, KANNUR.

3. THE DIRECTOR,
ACADEMY OF MEDICAL SCIENCES,
PARIYARAM, KANNUR.

BY ADV. SRI.K.P.DANDAPANI for R2 & R3
SRI. BENNY GERVASIS, GOVERNMENT PLEADER

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 22/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.A. ABDUL GAFOOR & K.R. UDAYABHANU, JJ

==========

W.A. NO. 1331 OF 2006

==========

Dated this the 22nd day of January 2007

JUDGMENT

Abdul Gafoor,J

Challenging the termination, the writ appellant approached this court. The appellant was relegated to the alternate remedy. Aggrieved by that order this appeal has been filed. Simultaneously he had also approached the Government, voicing his grievance. Government have now issued G.O. No. 555/2006/Co-Op dated 08.12.2006 considering the claim of the appellant as well as the persons similarly placed and directed that they will be considered as continuing in service with consequential benefits including arrears of salary. In the light of this, the writ appeal has become infructuous. Accordingly, taking note of the said Government Order the writ appeal is closed as infructuous.

K.A. ABDUL GAFOOR, JUDGE

K.R. UDAYABHANU, JUDGE.

RV